

RESOLUTION NO. 024-23

The Board of County Commissioners of Clermont County, Ohio, met in regular session on the 22nd day of February 2023, with the following members present:

Bonnie J. Batchler, President

Claire B. Corcoran, Vice President

David L. Painter, Member

Mrs. Corcoran moved for the adoption of the following Resolution:

**RESOLUTION ACCEPTING RECOMMENDATION OF ENGINEER;
TERMINATING PERFORMANCE BOND AND ACTIVATING
MAINTENANCE BOND OF COMBINED PERFORMANCE AND
MAINTENANCE BOND DOCUMENTS FOR PRESTWICK PLACE
SUBDIVISION, SECTION 2, BLOCK C, AND SECTION 3, BLOCK B IN
PIERCE TOWNSHIP.**

WHEREAS, the Board has previously by Resolution dated November 13, 2019 as appears in Commissioners' Journal 317, accepted a Combined Performance and Maintenance Bond of Grand Communities, LLC. as principal and The Berkley Insurance Company as surety for the development and construction of Kippling Crossing and Fairmount Circle and related improvements of Prestwick Place Subdivision, Section 2, Block C, and Section 3, Block B and

WHEREAS, the office of the County Engineer has inspected the right-of-way and related improvements, and approves they have been constructed according to the plans and specifications previously approved; and

WHEREAS, the Combined Performance and Maintenance Bond by its own terms requires a conversion to a Maintenance Bond for a period of one year to insure that the above-referenced principal maintain the improvements in accordance with the subdivision regulations of Clermont County, Ohio.

NOW, THEREFORE, BE IT RESOLVED, as follows:

1. That the performance provisions of the above referenced bond have been completed and the bond is released as to the performance aspects. The surety represented by the previously referenced bond shall continue as surety for the maintenance aspects of the bond.
2. That the Maintenance Bond provisions of the Combined Performance and Maintenance Bonds are hereby effective and activated and that the said principal and sureties shall remain firmly bound to Clermont County, Ohio in the penal sum of \$10,000.00 as previously provided and shall continue to be so responsible for a period of one year of use from the date of this conversion during which period the Maintenance Bond shall remain in full force and effect upon the terms previously specified in said Bond.
3. That the Clerk shall certify this Resolution to the County Engineer who shall notify the principal and sureties of this conversion of the bond pursuant to its terms.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Board of County Commissioners hereby finds and determines that all formal actions relative to the passage of the Resolution were taken in an open meeting of this Board and of its Committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with the applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

Mr. Painter seconded the motion and upon roll call, the vote was as follows:

Mrs. Batchler yes; Mrs. Corcoran yes; Mr. Painter yes;

Dated: 2/22/23

ATTEST:

J. Gael Fawley
J. Gael Fawley, Clerk
Board of County Commissioners

RESOLUTION NO. 025-23

The Board of County Commissioners of Clermont County, Ohio, met in regular session on the 22nd day of February 2023, with the following members present:

Bonnie J. Batchler, President

Claire B. Corcoran, Vice President

David L. Painter, Member

Mrs. Corcoran moved for the adoption of the following Resolution:

**RESOLUTION ACCEPTING RECOMMENDATION OF ENGINEER;
TERMINATING PERFORMANCE BOND AND ACTIVATING
MAINTENANCE BOND OF COMBINED PERFORMANCE AND
MAINTENANCE BOND DOCUMENTS FOR PRESTWICK PLACE
SUBDIVISION, SECTION 2, BLOCK A, AND SECTION 3, BLOCK C IN
PIERCE TOWNSHIP.**

WHEREAS, the Board has previously by Resolution dated July 7, 2021 as appears in Commissioners' Journal 319, accepted a Combined Performance and Maintenance Bond of Grand Communities, LLC. as principal and The Berkley Insurance Company as surety for the development and construction of Paisley Court and Kippling Crossing and related improvements of Prestwick Place Subdivision, Section 2, Block A, and Section 3, Block C and

WHEREAS, the office of the County Engineer has inspected the right-of-way and related improvements, and approves they have been constructed according to the plans and specifications previously approved; and

WHEREAS, the Combined Performance and Maintenance Bond by its own terms requires a conversion to a Maintenance Bond for a period of one year to insure that the above-referenced principal maintain the improvements in accordance with the subdivision regulations of Clermont County, Ohio.

NOW, THEREFORE, BE IT RESOLVED, as follows:

1. That the performance provisions of the above referenced bond have been completed and the bond is released as to the performance aspects. The surety represented by the previously referenced bond shall continue as surety for the maintenance aspects of the bond.
2. That the Maintenance Bond provisions of the Combined Performance and Maintenance Bonds are hereby effective and activated and that the said principal and sureties shall remain firmly bound to Clermont County, Ohio in the penal sum of \$10,000.00 as previously provided and shall continue to be so responsible for a period of one year of use from the date of this conversion during which period the Maintenance Bond shall remain in full force and effect upon the terms previously specified in said Bond.
3. That the Clerk shall certify this Resolution to the County Engineer who shall notify the principal and sureties of this conversion of the bond pursuant to its terms.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Board of County Commissioners hereby finds and determines that all formal actions relative to the passage of the Resolution were taken in an open meeting of this Board and of its Committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with the applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

Mr. Painter seconded the motion and upon roll call, the vote was as follows:

Mrs. Batchler yes; Mrs. Corcoran yes; Mr. Painter yes;

Dated: 2/22/23

ATTEST:

J. Gael Fawley
J. Gael Fawley, Clerk
Board of County Commissioners

RESOLUTION NO. 027-23

The Board of County Commissioners, Clermont County, Ohio, met in regular session on the 22nd day of February 2023, with the following members present:

Bonnie J. Batchler, President

Claire B. Corcoran, Vice President

David L. Painter, Member

Mr./Mrs. Painter moved for the adoption of the following Resolution:

RESOLUTION ADOPTING THE CLERMONT COUNTY MEMORANDUM OF UNDERSTANDING CONCERNING CHILD ABUSE, NEGLECT, AND DEPENDENCY INVESTIGATIONS PURSUANT TO OHIO REVISED CODE SECTION 2151.4220

WHEREAS, effective May 30, 2022 the Ohio Revised Code was updated by House Bill 4 which included updates to Sections 2151.4220 to 2151.4234 of the Ohio Revised Code related to memorandums of understanding for public children services agencies;

WHEREAS, Section 2151.4222 of the Ohio Revised Code requires the signatories to review the memorandum of understanding biennially and to review procedures and make necessary updates, after which they are required to resign the memorandum of understanding and submit it to the Board of County Commissioners for approval;

WHEREAS, Section 2151.4225 of the Ohio Revised Code requires the Board of County Commissioners to evaluate the memorandum of understanding to see if it meets the requirements under Sections 2151.4220 to 2151.4222 of the Ohio Revised Code;

WHEREAS, Section 2151.4225 of the Ohio Revised Code requires the Board of County Commissioners to adopt a resolution approving the memorandum of understanding if it meets the requirements of Sections 2151.4220-2151.4222 of the Ohio Revised Code or if the memorandum

does not meet the said requirements to return the memorandum of understanding to the officials for review and update;

WHEREAS, Section 2151.4226 requires that the review, update and adoption process to be completed by December 31, 2023 and then to be completed by the 31st day of December every other year thereafter;

WHEREAS, Section 2151.4230 of the Ohio Revised Code requires the Ohio Department of Job and Family Services to biennially determine if the Clermont County children services agency (Clermont County Children Protective Services) memorandum of understanding is compliant; the approval of the memorandum of understanding by the Board of County Commissioners is a factor within the compliance determination;

WHEREAS, Section 2151.4234 requires the Board of County Commissioners to post the memorandum of understanding to the general website of the county once the memorandum of understanding has been determined to be compliant by the Ohio Department of Job and Family Services;

WHEREAS, on September 21, 2022, the Board of County Commissioners passed Resolution Number 140-22 adopting the Clermont County Memorandum of Understanding Concerning Child Abuse, Neglect, and Dependency Investigations Pursuant to Ohio Revised Code Section 2151.4220;

WHEREAS, following the passage of Resolution Number 140-22, the Clermont County Memorandum of Understanding Concerning Child Abuse, Neglect, and Dependency Investigations Pursuant to Ohio Revised Code Section 2151.4220 was submitted to the Ohio Department of Job and Family Services for compliance review;

WHEREAS, the Ohio Department of Job and Family Services (ODJFS) requested minor changes to the Memorandum of Understanding in two areas;

WHEREAS, the ODJFS' requested changes have been made to the Clermont County Memorandum of Understanding Concerning Child Abuse, Neglect, and Dependency Investigations Pursuant to Ohio Revised Code Section 2151.4220;

NOW, THEREFORE, BE IT FURTHER RESOLVED, by the Board of County Commissioners of Clermont County, Ohio with at least two-thirds of its members thereto concurring as follows:

SECTION I

The Board of County Commissioners of Clermont County, Ohio, in accordance with Section 2151.4225 has evaluated the memorandum of understanding prepared for Clermont County Children Protective Services and has determined that the memorandum of understanding meets the requirements of Sections 2151.4220-2151.4222 of the Ohio Revised Code.

SECTION II

The Board of County Commissioners hereby adopts Resolution 027-23 approving the Clermont County Memorandum of Understanding Concerning Child Abuse, Neglect, and Dependency Investigations Pursuant to Ohio Revised Code Section 2151.4220.

SECTION III

Upon adoption of this Resolution by the Board of County Commissioners, the Clermont County Memorandum of Understanding Concerning Child Abuse, Neglect, and Dependency Investigations Pursuant to Ohio Revised Code Section 2151.4220 shall be sent to the Ohio Department of Job and Family Services for compliance determination pursuant to R.C. 2151.4230.

SECTION IV

Upon compliance approval by the Ohio Department of Job and Family Services, the Memorandum of Understanding Concerning Child Abuse, Neglect and Dependency Investigations Pursuant to Ohio Revised Code Section 2151.4220 shall be posted to the general website of Clermont County

SECTION V

That the Board of County Commissioners hereby finds and determines that all formal actions relative to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and its Committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with all applicable legal requirements including Section 121.22 of the Ohio Revised Code.

Mrs. Corcoran seconded the motion and on roll call, the vote resulted as follows:


Mrs. Batchler	<u>yes</u>
Mrs. Corcoran	<u>yes</u>
Mr. Painter	<u>yes</u>

This Resolution was duly passed on the 22nd day of February, 2023.

ATTEST:

J. Gael Fawley
J. Gael Fawley, Clerk of the
Board of County Commissioners

This Resolution was prepared and approved as to form by the Office of the Prosecuting Attorney of Clermont County, Ohio

By: 
Assistant Prosecuting Attorney

Date: 2/17/23